



General Assembly

February Session, 2002

Amendment

LCO No. 2894

HB0520502894HD0

Offered by:

REP. ROY, 119th Dist.
SEN. COLAPIETRO, 31st Dist.
REP. AMANN, 118th Dist.
REP. REINOSO, 130th Dist.
REP. FONTANA, 87th Dist.
REP. MUSHINSKY, 85th Dist.
REP. URBAN, 43rd Dist.
REP. GODFREY, 110th Dist.
REP. GIBBONS, 150th Dist.
REP. WIDLITZ, 98th Dist.
REP. GERAGOSIAN, 25th Dist.
REP. MILLER, 122nd Dist.
REP. DUFF, 137th Dist.
REP. NARDELLO, 89th Dist.
REP. FLOREN, 149th Dist.
REP. KEELEY, 125th Dist.
REP. MORDASKY, 52nd Dist.
REP. SPALLONE, 36th Dist.
REP. BOUKUS, 22nd Dist.
REP. SHARKEY, 103rd Dist.
REP. MCCLUSKEY, 20th Dist.
REP. DICKMAN, 132nd Dist.
REP. TRUGLIA, 145th Dist.
REP. VILLANO, 91st Dist.
REP. ORANGE, 48th Dist.
REP. HORTON, 2nd Dist.
REP. DEMARINIS, 40th Dist.
REP. MANTILLA, 4th Dist.
REP. GIANNAROS, 21st Dist.

REP. STONE, 134th Dist.
SEN. FREEDMAN, 26th Dist.
SEN. HANDLEY, 4th Dist.
SEN. GUNTHER, 21st Dist.
SEN. LOONEY, 11th Dist.
SEN. LEBEAU, 3rd Dist.
SEN. SMITH, 14th Dist.
SEN. FINCH, 22nd Dist.
SEN. PETERS, 20th Dist.
SEN. GENUARIO, 25th Dist.
SEN. CRISCO, 17th Dist.
REP. DYSON, 94th Dist.
REP. TONUCCI, 104th Dist.
REP. CLEMMONS, 140th Dist.
REP. CARUSO, 126th Dist.
REP. MEGNA, 97th Dist.
REP. TALLARITA, 58th Dist.
REP. FLEISCHMANN, 18th Dist.
REP. JARMOC, 59th Dist.
REP. MCDONALD, 148th Dist.
REP. FELTMAN, 6th Dist.
REP. BEALS, 88th Dist.
REP. EBERLE, 15th Dist.
REP. THOMPSON, 13th Dist.
REP. BEAMON, 72nd Dist.
REP. CARDIN, 53rd Dist.
REP. DAVIS, 50th Dist.
REP. STILLMAN, 38th Dist.

To: Subst. House Bill No. 5205

File No. 56

Cal. No. 58

**"AN ACT CONCERNING THE CERTIFICATION OF
TELECOMMUNICATIONS SERVICE PROVIDERS."**

1 After line 21, insert sections 2 and 3 as follows:

2 "Sec. 2. (NEW) (*Effective October 1, 2002*) (a) (1) For purposes of this
3 section, a "hands-free mobile telephone" means a telephone with
4 speakerphone capability or an attachment, add-on or addition to a
5 mobile telephone or other piece of equipment, whether or not
6 permanently installed in the motor vehicle, that when used allows the
7 operator of a motor vehicle to maintain both hands on the steering
8 device.

9 (2) "Mobile telephone" includes, but is not limited to, cellular,
10 analog, wireless and digital telephones capable of sending or receiving
11 telephone communications without an access line for service.

12 (b) On and after January 1, 2003, no person shall use a mobile
13 telephone while a motor vehicle is in motion on a public highway or
14 private road unless such person is using a mobile telephone equipped
15 with a hands-free device or such person is: (1) An operator who is
16 alone and reasonably fears for his or her safety or reasonably believes
17 that a criminal act may be perpetrated against him or her; (2) an
18 operator who is using such telephone to contact an emergency 911
19 system to report what such operator reasonably believes is an
20 emergency or the commission of a crime or motor vehicle violation; (3)
21 an operator of a school bus with passengers who uses such telephone
22 to call for assistance when the school bus experiences a mechanical
23 breakdown or an emergency arises that endangers the operator or the
24 passengers; or (4) a police officer, peace officer or firefighter or an
25 operator of an ambulance, authorized emergency vehicle, as defined in

26 subdivision (4) of subsection (a) of section 14-1 of the general statutes,
27 bus, school bus without passengers, taxi cab or tow truck who uses
28 such telephone while acting in the performance of his or her duties and
29 within the scope of his or her employment.

30 (c) Nothing contained in this section shall prevent any passenger of
31 a motor vehicle, other than the operator, from using a mobile
32 telephone while the motor vehicle is in motion.

33 (d) Any violation of this section shall constitute an infraction and be
34 punishable by a fine not to exceed seventy-five dollars for each
35 violation. Each such violation shall constitute a separate and distinct
36 violation.

37 Sec. 3. Section 14-108a of the general statutes is amended by adding
38 subsection (c) as follows (*Effective October 1, 2002*):

39 (NEW) (c) In each motor vehicle accident that is caused by
40 inattentive behavior, the police officer, agency or individual who
41 investigates the accident shall make a reasonable effort to determine
42 the type of inattentive behavior that caused the accident. Such
43 determination shall be included in the accident report required
44 pursuant to subsection (a) of this section. All accident reports
45 including a determination of inattentive behavior as the cause of the
46 accident shall be forwarded to the Commissioner of Public Safety on a
47 quarterly basis."